

B8  
a search program, said search program relying on said second set of criteria to select specific items from said catalogs determined from said catalog selection protocol; and

a cross-reference table linking a vendor item catalog number from said vendor catalog with an item catalog number from said predetermined third party.

## II. Remarks

Applicant's representative thanks the Examiner for the allowance of claims 91-102, and the indication of allowable subject matter for claims 88, 89 and 113. Claims 84-86, 88, and 111-113 have been cancelled. New independent claim 121 has been added. Therefore, claims 79-83, 87, 89-102, 110, and 114-121 are pending, as amended.

### A. Trademark Usage

The Examiner's comments with respect to trademark usage have been noted. To the extent reasonably practical, it is believed that the trademarks have been capitalized and used in an appropriate trademark sense in association with a modified noun or with generic terminology.

### B. Drawings

The Examiner has objected to the drawings, suggesting that the drawings lack programs 44. The Examiner's attention is directed to Figure 1A where programs 44A (REQUI), 44B (Inventory Sourcing), 44C (Requisition Maintenance), 44D (Order Header), and 44E (Customer Variable) are labeled. Therefore, it is respectfully submitted that the programs are in the drawings. If additional labeling is required, clarification of the appropriate modifications to be made would be appreciated.

Applicant thanks the Examiner for noting that the drawings lack reference number 81 as disclosed at page 33, line 3. Since reference number 81 merely refers to the message screen illustrated in Appendix X, Applicant has deleted the reference number from the application. The sentence at issue now reads: "A sample ESMV message screen associated with ESMV program 112 is shown in Appendix X." In view of the deletion of the reference number, no correction of the drawings is believed necessary.

C. Objections to the specification

1. Continuing Data on page 1.

Applicant respectfully submits that the continuing data on page 1 of the application is correct. In the new application transmittal that was filed on January 20, 1999, Section 8, entitled "Relate Back", requested that the specification be amended by inserting, before the first line, the following sentence: "This application is a continuation of U.S. Application No. 08/288,577 filed on August 10, 1994." The parent application has been allowed, and all required payments and papers long since filed, but it still has not issued. Applicant's representatives are investigating the delay. There is a suspicion that the file is temporarily missing within the Office. Applicants note that the Examiner has also been unable to locate the parent file to consider the double patenting issues.

2. Reference to Application Serial No. 08/042,168

The application data on pages 1 and 12 has been updated to state that the referenced application has now issued into US Patent No. 5,712,989, which issued on January 28, 1998.

3. Objection to the Appendices

In response to the problems with the margins of appendices I through X (1-10), attached hereto are substitute pages 40 through 49, wherein the text on the pages have been reduced in size to correspond to the margin requirements of 37 CFR § 1.52(b).

D. Claim Amendments

Claim 79 has been amended to include the limitations of claim 88, indicated as being allowable, and intervening dependent claims 86, 85, and 84. Claims 84, 85, 86 and 88 were cancelled. In amending the claim, however, a noted problem with antecedent basis with respect to "said competing vendor" has been corrected to read "said predetermined third party". Similarly, claim 87 has been amended to address a noted problem with antecedent basis with respect to "said manufacturer" and corrected to read "said predetermined third party." Claim 87 has also been amended to depend from claim 79, as has claim 89. In view of the indicated amendments, it is respectfully submitted that claims 79-83, 87, and 89-90 are now in condition for allowance.

B

Claim 89 was indicated as being allowable. Newly added independent claim 121 includes the limitations of the base claim 79, claim 89 and intervening dependent claims 85 and 84. Therefore, it is in condition for allowance.

Claim 113 was indicated as being allowable. Independent claim 110 has been amended to include the limitations of claim 113 and intervening dependent claims 111 and 112. Claims 111, 112, and 113 have been cancelled. Claims 114 and 115 have been amended to depend from claim 110, as amended. In view of the amendment to claim 110, claim 110, and claims 114 through 120 are in condition for allowance.

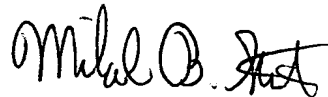
### III. Conclusion

For at least the above reasons, Applicant submits that the pending claims are in condition for allowance. If the Examiner has any questions or issues relating to Applicant's response, he is earnestly encouraged to telephone the undersigned representative.

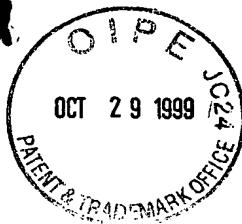
It is believed that any additional fees due with respect to this paper have already been identified in any transmittal accompanying this paper. However, if any additional fees are required in connection with the filing of this paper that are not identified in any accompanying transmittal, permission is given to charge account number 18-0013 in the name of Rader, Fishman and Grauer PLLC.

Respectfully submitted,

By:



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APPENDIX I

FISHER SCIENTIFIC RIMS  
REQUISITION HEADER

DATE: 08/05/94  
TIME: 07:04:57

ACCT-NBR :

NAME:  
ADDRESS:

COMPANY :

REQ NBR :

RELEASE :

ORDER TYPE : R ORDER  
HOLD/REL: I RUSH CODE: 9  
FREIGHT OVERRIDE: N TAX OVERRIDE:  
EDI PO TO HOST: N POA 855  
PRT ACK: Y NBR OF COPIES: 1  
ACK DELV CODE: P PRINT & DELIVER  
REQ DELV CODE: W WALK IN  
SERVICE CHARGE: 0.00

BILL TO :

VENDOR :

CREATED: 08-04-1994 STATUS: R

RESPONSE: KEY(S):

+F2:ADD F3:EXIT F4:UPDATE F5:REFRESH F6:ITEM F9:VAR F10:SRCE F11:CHGPO F12:DEL  
1BV123

APPENDIX II

\*\*\* REQUISITION MANAGEMENT SCREEN \*\*\*

ACCT NBR: 218848 002 REQ NBR: TEST NEW ONE

COMP: 1 REL NBR:

S	LINE	STOCK NBR	QTY	UM	PT	STKRM	XREF	SPI	UNIT PRICE	EXT PRICE
	001	13246818F	0	CS	03				0.00	0.00
DESC:				QTY AVAIL:		0	LOC: FSHR		WHSE: BLW	

002	DESC:	QTY AVAIL:	LOC:	WHSE:
-----	-------	------------	------	-------

003	DESC:	QTY AVAIL:	LOC:	WHSE:
-----	-------	------------	------	-------

004	DESC:	QTY AVAIL:	LOC:	WHSE:
-----	-------	------------	------	-------

005	DESC:	QTY AVAIL:	LOC:	WHSE:
-----	-------	------------	------	-------

RESPONSE: KEY(S):

ALL ITEMS DISPLAYED

F3:EXIT F6:SOURCE F7:BKWD F8:FWD F9:NEW F10:NONCAT F11: CATALOG F12:CNCL

APPENDIX III

ovens

General

- (1106) Fisher Isotemp 800 Series Programmable Ovens
- (1107) Isotemp 700 Series Deluxe Lab Ovens
- (1108) Isotemp 600 Standard Lab Ovens
- (1109) Fisher Isotemp 500 Series Economy Lab Ovens
- (1110) Gravity Convection Ovens
- (1111) Utility Ovens
- (1112) Mechanical Convection Ovens with Electronic Temperature
- (1113) General-Purpose Ovens
- (1114) Heavy Duty Deluxe Ovens
- (1116) Large Capacity Model 2882A
- (1117) Standard Capacity Model 281A
- (1118) Fisher Models 280 and 285 Vacuum Ovens
- (1119) NAPCO Vacuum Ovens

Help Catalogs Search Order List Minimize Clear Prev Next Exit

APPENDIX IV

(FSC1106)Fisher Isotemp 800 Series Programmable Ovens

Fisher Isotempx 800 Series Programmable Ovens

*Three linear heat-up and cool-down stages*

*Talking control panel*

*Keypad and lighted graphics*

*30° to 325°C range*

*RS-422 serial communications capability*

The latest technology at your fingertips. Accurate, easy-to-use controls allow you to program up to 3 heat-up stages and 3 cool-down stages linearly to provide the most appropriate conditions for your samples. Using the large keyboard, you can choose the heat-up or cool-down rate, the temperature you want for each stage, and the length of time you want the oven to hold each temperature. And, for projects requiring repeatability, you can duplicate the settings at any time.

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APPENDIX V

(FSC1106) Fisher Isotemp 800 Series Programmable Ovens

Model	818F	838F
Inside D x W x H	16 x 12 x 16 (41 x 30 x 41cm)	18 x 18 x 20 (46 x 46 x 51cm)
Shp. Wt.	156 lb. (71kg)	195 lb. (88kg)
Electrical Requirements	230V 50/60Hz 11.3 Amps	230V 50/60Hz 19 Amps
Cat. No.	<u>13-246-818F</u>	13-246-838F
Each	3495.00	3995.00

Extra Shelves for 800 Series Ovens

No-tip design. Move to any position in seconds. Full Depth Shelves: Chrome-Plated Steel

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APPENDIX VI

ITEMS SELECTED

Part Number	Description	List Price
13246818F	ISOTEMP OVEN MDL818F 230V	3495.00

Help      Cancel      Delete      Delete All      Order      Description

46

APPENDIX VII

SEARCH

Page:

Search For:

Part Number:      ☐Fisher   ☐Vendor   ☐Customer

Vendor Name:

Bulletin:

HELP	SEARCH	CANCEL	CLEAR	USER DATA	EXTENDED			
Help	Catalogs	Search	Order List	Minimize	Clear	Prev	Next	Exit

APPENDIX VIII

RICREQ11  
ACCT NBR: 363690 006 REQ NBR: PO NBR 001  
COMP: 1 REL NBR:  
0 LINE STOCK NBR QTY UM PT STKRM XREF SPI UNIT PRICE EXT PRICE  
001 A181 1 EA 03 QTY AVAIL: 0 LOC: FSHR WHSE: EDC  
DESC: 0.00 0.00  
002 02540K 1 PK 01 QTY AVAIL: 49 LOC: 0.00 0.00  
DESC: WHSE: JIT  
003 13246818F 1 EA 03 QTY AVAIL: 0 LOC: 0.00 0.00  
DESC: FSHR WHSE: EDC  
004 A181-06 1 EA 06 QTY AVAIL: 0 LOC: 100.00 100.00  
DESC: ACETONE WHSE: JIT  
JIT BACKORDER WILL OCCUR  
005  
DESC: QTY AVAIL: 0 LOC: WHSE:  
RESPONSE: KEYS(S):  
I ITEM(S) PROCESSED  
+ F3:EXIT F6:SOURCE F7:BKWD: F8:FWD F9:NEW ITM F10:NONCAT F11:CATALOG F12:CNCL  
1B V123

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APPENDIX IX

RICPOMP1

FISHER SCIENTIFIC RIMS  
REQUISITION MANAGEMENT SCREEN  
REQ-NBR : PO NBR 001  
REL-NBR :

DATE: 08-03-94  
TIME: 07:44:13

COMP ID: 001  
ACCT NBR : 363690 006  
ORDER NBR:  
SERVICE : 0.00  
CARRIER :

PICKLIST REVIEWED :  
ORDER: 0.00 FREIGHT:

O LINE	PART	QTY	UOM	PRD	UNIT PRICE	SERVICE	EXT PRICE	LOC	STAT
001	A181	1	EA	03	35.30	0.00	35.30	DEL	S
	ACETONE CERTIFIED ACS		1L		QTY AVAIL:	1		QTY REC:	O
002	02540K	1	PK	01	32.70	0.00	32.70	JIT	S
	BEAKER GRIFFIN 250ML		12/9		QTY AVAIL:	49		QTY REC:	O
003	13246818F	1	EA	03	3495.00	0.00	3495.00	EDC	S
	PROGRAMMABLE OVEN				QTY AVAIL:	0		QTY REC:	O
004	A181-06	1	EA	06	100.00	0.00	100.00	JIT	S
	ACETONE				QTY AVAIL:	0		QTY REC:	O

RESPONSE:

KEY(S):

+ F3:EXIT F6:ACCEPT F7:BKWD F8:FWD F9:PRINT ACK F11:M/B ERRORS F12 DELETE  
1B V123

APPENDIX X

\*\*\* REQUISITION MANAGEMENT SCREEN \*\*\*

ACCT NBR: 218848 002 REQ NBR: TEST NEW ONE  
COMP: 001 REL NBR:  
ELECTRONIC SOURCING MESSAGES

LINE NUMBER 001 PART NUMBER 53610  
PART ADDED SUCCESSFULLY

LINE NUMBER 001 PART NUMBER 53610  
REPLACEMENT WAS MADE FOR PRIOR PART: S100-06

LINE NUMBER 001 PART NUMBER 53610  
VENDOR CHANGED FROM: VN00000001

LINE NUMBER 002 PART NUMBER 53620  
PART ADDED SUCCESSFULLY

LINE NUMBER 003 PART NUMBER 53650  
PART ADDED SUCCESSFULLY

F6:RETURN F7:BACKWARD F8:FORWARD